

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Trifocal LLC,

NO. C 03-05413 JW

Plaintiff,

**ORDER VACATING HEARING ON  
DEFENDANT'S MOTION FOR  
ATTORNEYS' FEES AND COSTS**


v.

e-centives, Inc.,

Defendant.

The Court deems Defendant's Motion for Attorneys' Fees and Costs in the above entitled matter appropriate for submission on the papers. See Civ. L.R. 7-1(b). Accordingly, the hearing on June 26, 2006 is vacated.

Dated: June 20, 2006

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 A. Bryan Diaz [bryan.diaz@berliner.com](mailto:bryan.diaz@berliner.com)  
3 Frank R. Ubhaus [fru@berliner.com](mailto:fru@berliner.com)  
4 James W. Lucey [jlucey@carr-ferrell.com](mailto:jlucey@carr-ferrell.com)  
5 James W. Lucey [jlucey@carr-ferrell.com](mailto:jlucey@carr-ferrell.com)  
6 John F. Domingue [jfd\\_esq@yahoo.com](mailto:jfd_esq@yahoo.com)

7  
8 **Dated: June 20, 2006**

**Richard W. Wieking, Clerk**

9  
10  
11 By: /s/ JW Chambers  
12 **Melissa Peralta**  
13 **Courtroom Deputy**  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28